



STATE OF WASHINGTON DEPARTMENT OF ECOLOGY

4601 N Monroe Street • Spokane, Washington 99205-1295 • (509)329-3400

January 9, 2009

Mr. LeRoy J. Pardini Ms. Patricia A. Karnay Nighthawk Farm, LLC P.O. Box 1047 Kettle Falls, Washington 99141

Re: Ground Water Right Application

WRIA 61 – Stevens County

Dear Mr. Pardini & Ms. Karnay:

On January 2, 2009, we received Nighthawk Farm, LLC's Ground Water Application and associated \$50.00 fee (ck#1504). At this time, we are unable to formally accept and process the request.

It appears the application was improperly printed on letter (8.5x11) paper vs. the standard legal (8.5x14) paper. Therefore, the following sections are missing and incomplete:

- 1. Section 2, Statement of Intent
- 2. Section 4, Place of Use
- 3. Section 7, Irrigation/Stock water/Other farm use
- 4. Section 10, Driving Directions

We are returning the original application to you and have attached a new application form for your use; please use this form to resubmit the request. We have retained all the supporting documents and the associated fee for the Nighthawk Farm, LLC request.

You will retain your priority processing date of January 2, 2009, if you return the enclosed application and all the above-requested information within 60-days from the date of this letter.

If you have questions or need further assistance, you may contact me at 509-329-3586 or Gene Drury at 509-329-3566.

Sincerely.

Katherine A. Rvf

Water Resources Program Eastern Regional Office

KAR: kla

Enclosure: Water Right Application

RECEIPT

Department of Ecology (4610) PO Box 47611 Olympia, WA 98504-7611 (360) 407-7095

Receipt Number Manual Receipt 09CJ013328

Document Number	461P1206 CJ Date 01/05/2009 FM 19
Remitter Name	NIGHT HAWK FARM LLC Receipt Name
Check/Draw Number	2258
Document Amount	50.00
Method of Payment	Check
Comment Description	WATER RIGHT
REF DOC REF INV NR NR DOC SFX	ID NR SUB ID NR T C R FUND MAJ MAG SUB SRC CNTY WORK PIC AI ORG PRJ SUB PRJ SUB SUB VAR SUB SID SUB SID ALLOC AMT PRJ PHS OBJ SUB GL DR CR OBJ

50.00

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DEPARTMENT OF ECOLOGY EASTERN REGIONAL OFFICE

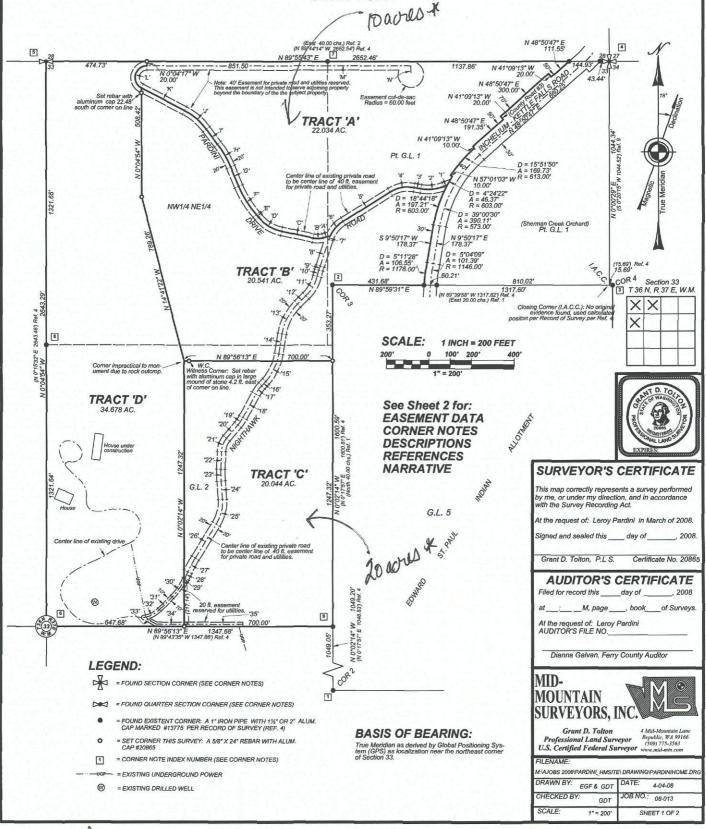
EASTERN REGIONAL OFFICE



PROJECT LOCATION

NIGHTHAWK FARMS SEGREGATION SURVEY

A Record of Survey within Government Lots 1 and 2, and the NW1/4 of the NE1/4 Section 33, T.36 N., R.37 E., W.M., FERRY COUNTY, WASHINGTON Sheet 1 of 2



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NIGHTHAWK FARMS SEGREGATION SURVEY

A Record of Survey within Government Lots 1 and 2, and the NW1/4 of the NE1/4 Section 33, T.36 N., R.37 E., W.M., FERRY COUNTY, WASHINGTON Sheet 2 of 2

REFERENCES:

1--U.S. General Land Office (GLO): Indian Allotments on unsurveyed land, in Township 36 North, Range 37 East by Bureau of Indian Affairs Allotting Agency by unknownsurveyor, in 1899.

2--U.S. General Land Office (GLO): Original survey of the south and west boundary, retracement of the north boundary and the subdivision of T.36N., R.37E., W.M. by Alfred S. Ruth from May 16th to June 30th 1901.

3--Plans for the Inchelium Kettle Falls County Road #003 (former Republic Inchelium Road): Approved by County Road Engineer, John M. Hanson on August 7th 1957.

4--Record of Survey (ROS): For Richard and Ivan Robinson's Sherman Creek Orchard, surveyed by Lawrence L. Leimweber, P.L.S. #13775 and Herbert H. Teigen, P.L.S. #22968 filed December 18th, 1985 on Page 29, Book 2 of Surveys, under Ferry County Auditor's File No. 200539.

CORNER NOTES:

1--Corner 2 of the Edward St.Paul Indian Allotment: Found Iron pipe, 11/4" diam., with an alluminum cap, 2" diam., projecting 2" above ground firmly set in mound of stone from which bears two existing bearing trees (BTs) per Ref. 4.

2--Corner 3 of the Edward St.Paul Indian Allotment: Found Iron pipe, 1½ diam., with an aluminum cap, 2 diam., projecting 6 above ground firmly set in mound of stone from which bears two existing BTs per Ref. 4.

3--Corner 4 of the Edward St.Paul Indian Allotment: Found Iron pipe, 1½" diam, with an aluminum cap, 2" diam, buried 2" below grade in orchard from which bears two existing bearing objects (BOs) per Ref. 4.
From corner an east and west deer fence bears South, 7.6 ft. distant.

4—Corner for Sections 27, 28, 33 and 34: Found Iron pipe, 1½" diam., with an aluminum cap, 2" diam., flush with the ground firmly set in mound of stone from which bears four BTs per Ref. 4.
From corner a south and east fence corner bears S.50°W, 0.70 ft. distant.

5--Quarter Comer for Sections 28 and 33: Found Iron pipe, 1½" diam., with an aluminum cep, 2" diam., projecting 2" above ground firmly set in mound of stone from which bears four BTs per Ref. 4.

6--Center Quarter Corner for Section 33: Found Iron pipe, 11/4" diam., with an aluminum cap, 2" diam., flush with the ground firmly set in mound of stone from which bears two BTs per Ref. 4.

7-East Sixteenth Corner for Sections 28 and 33: Found Iron pipe, 11/4" diam., with an aluminum cap, 2" diam., projecting 3" above ground firmly set in mound of stone from which bears two BTs per Ref. 4.

8--Center-North Sixteenth Comer for Section 33: Found Iron pipe, 1¼" diam., with an aluminum cap, 2" diam., flush with ground firmly set in mound of stone from which bears two BTs per Ref. 4.

9—Southeast Corner of Government Lot 2 of Section 33: Found Iron pipe, 11/4* dlam, with an aluminum cap, 2* diam, projecting 2* above ground firmly set in mound of stone from which bears two BTs per Ref. 4.

DESCRIPTIONS:

TOTAL TRACT: 97.297 acres
Government Lot One (1) lying west of the Inchelium Highway and the Northwest
Quarter of the Northeast Quarter (NW1/4 NE1/4) and Government Lot Two (2), in
Section Thirty-three (33). Township Thirty-six (36) North, Range Thirty-seven
(37) East. Willamette Meridian (W.M.)
EXCEPTING THEREFROM the right of way for the Inchelium Highway.
Situated in the County of Ferry, State of Washington.

INDIVIDUAL TRACTS:

TRACT 'A', TRACT 'B', TRACT 'C' or TRACT 'D' of the NIGHTHAWK FARMS SEGREGATION SURVEY as recorded April 2008, on Page Book Book within Section Thirty-three (33), Township Thirty-six (36) North, Range Thirty-seven (37) East Whith Situated in the County of Ferry, State of Washington.

EASEMENT DATA:

Nighthawk Road Center Line Data Pardini Drive Center Line Data

11	IS 69°00'27" W 18.35'
2	D= 31°06'20" A=108.58' R=200.00'
	N 79°53'13" W 32.62'
4	D= 41°57'07" A=117.15' R=160.00'
5	S 58°09'40" W 261.30'
6	D= 32°58'43" A=92.09' R=160.00'
7	D= 6°34'57" A=18.38' R=160.00'
8	S 18°36'00" W 129.50'
9	D= 3°50'10" A=20.09' R=300.00'
10	S 14°45'50" W 29.77'
11	D= 31°05'33" A=108.53' R=200.00'
	S 45°51'23" W 55.06'
13	D= 36°13'42" A=158.08' R=250.00'
	S 9°37'41" W 94.12'
	D= 32°52'53" A=143.47' R=250.00'
	S 42°30'33" W 28.63'
	D= 13°58'03" A=48.76' R=200.00'
	S 28°32'30" W 124.36'
	D= 11°57'36" A=41.75' R=200.00'
	S 40°30'06" W 82.55'
	D= 38°58'09" A=68.01' R=100.00'
	S 1°31'57" W 82.33'
	D= 5°22'06" A=56.22' R=600.00'
	S 3°50'09" E 85.85'
	D= 35°12'12" A=122.88' R=200.00'
	S 31°22'03" W 188.57'
	D= 6°56'49" A=72.75' R=600.00'
	S 24°25'14" W 34.86'
29	D= 1°49'46" A=9.58' R=300.00'

	S 74°53'11" W 35.62'
В	D= 27°19'09" A=47.68' R=100.00'
C	N 77°47'39" W 152.42'
	D= 36°58'42" A=129.08' R=200.00'
Ε	N 40°48'58" W 16.24'
F	D= 18°01'10" A=157.25' R=500.00'
G	N 22°47'47" W 99.24'
Н	D= 14°01'55" A=122.45' R=500.00'
1	N 36°49'42" W 86.15'
J	D= 26°05'06" A=136.58' R=300.00'
K	N 62°54'49" W 227.74'
L	D=152°50'32" A=146.72' R=55.00'
М	N 89°55'43" W 245.00'
N	S 0°04'17" E 40.00'

20' Utility Easement Center Line Data

30	D= 18°24'18" A=96.37'	R=300.00'
31	S 44°39'18" W 86.62'	
32	D= 38°20'17" A=83.64'	R=125.00'
	S 61°55'45" E 66.48'	30,0563.2
	N 89°56'13" E 131.68'	
35	N 89°56'13" E 275.56'	

SURVEYOR'S NARRATIVE:

SURVEYOR'S NARRATIVE:

This Survey was performed at the request of Leroy Pardini and Patricia Karney, Pricipals of the Nighhawk Farms. LLC, to subdivide by survey a 97.3 apre tract of land within the northeast quarter of Section 33, Township 36 North, Ranga 37 East, W.M., in Ferry County, Washington into four large-acre tracts, of at least 20 acres in size.

The execution of this survey began with the retracement of the 1985 survey by Lawrence L. Leinweber, P.L.S. #13775 and Herbert H. Teigen, P.L.S. #22968 and filled December 18th, 1985 on Page 29, Book 2 of Surveys, under Ferry County Auditor's File No. 200539, (See Ref. 4 above). After the exterior boundary of the parent tract was ascertained, the property was subdivided into four new tracts of land of at least twenty acres in size to be described as Tracts A, B, C and D of the Nighthawk Farms Segregation Survey. In addition to the corner monumentation of the four new tracts, appropriate easements were reserved for roads and utilities. This survey was executed using Topcon GR-3 real time kinematic (RTK) Global Positioning System (GPS) instrument in conjunction with conventional traverse method using a Leica "TCR TO3 Auto" total station. Positional error, field traverse, closure and precision meet or exceed requirements of WAC 332,130,090.

The field crew consisted of Ernest Fox, party chief, Chris Knapton, field assistant, Computing, field crew supervision and the final plat executed by Grant D. Totton, PLS.





Frofessional Land Surveyor
U.S. Certified Federal Surveyor

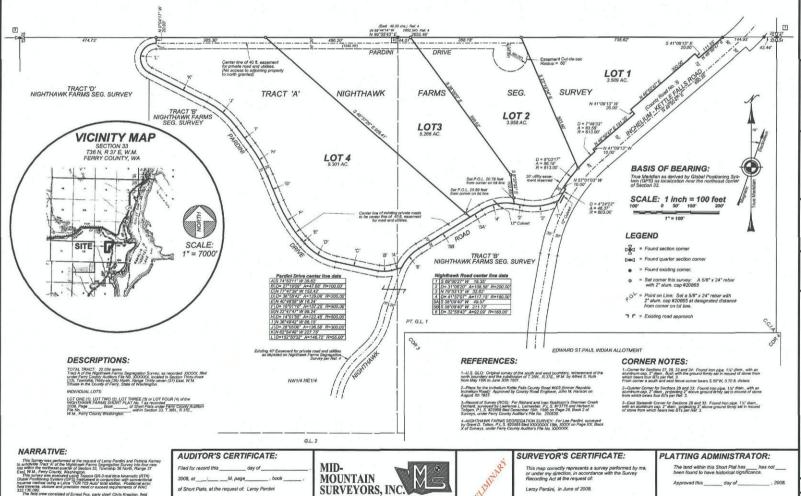
www.mid-mtn.com

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DRAWING\PARDINISEGSH2.DRG

DRAWN BY:	EGF	DATE:	4-04-08
CHECKED BY:	GDT	JOB NO.:	08-013
		SHI	FFT 2 OF 2

NIGHTHAWK FARMS SHORT PLAT NO.1

Within the Government 1 and the NW1/4 of the NE1/4 Section 33, T.36 N., R.37 E., W.M., FERRY COUNTY, WASHINGTON



MOUNTAIN

SURVEYORS, INC.

____M, page___

Dianna Galvan, Ferry County Audito

of Short Plats, at the request of: Leroy Pardini

AUDITOR'S FILE NO: _

tw consisted of Ernest Fox, party chief: Chris Knapton, field

FERRY COUNTY SHORT PLAT NO. 08-

NIGHTHAWK FARMS SHORT PLAT NO. 1

SECTION 33, T. 36 N., R. 37 E., W.M. FERRY COUNTY, WASHINGTON

ACKNOWLEDGEMENTS:

This short plat is made with the free consent and in accordance with the desires of the owner(s). The owner(s) grant(s) a waiver of all claims for damages against any government authority arising from the construction and maintenance of public facilities.

Nighthawk Farms L.L.C. Patricia A. Karnay Leroy J. Pardin (509) 738-6251 P.O. Box 1047 Notary Public in and for the State of Washington

Residing at Expiration date:

TREASURER:

Ferry County Treasure

ASSESSOR-

Rachel Siracuse, Ferry County Assessor

COUNTY ENGINEER:

2008 Robert Breshears, P.E. County Engineer

NORTHEAST TRI-COUNTY HEALTH DEPT.:

Approved this day of

Ferry County Platting Administrator

Leroy Pardini, in June of 2008.

Grant D. Tolton, PLS, certificate no. 20865

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EGF & GDT	3/31/08	JOB CODE: 08-013
CHECKED BY:	REVISED:	SHEET: 1 OF 1





State of Washington Application for a Water Right Permit

☐ SURFACE WATER ☐ GROUND WATER ☐ Permanent ☐ Temporary ☐ Short Term

For Ecology Use (Date Stamp)

Follow the attached instructions. Attach additional sheets as necessary.

A NON-REFUNDABLE MINIMUM FEE OF \$50.00 PAYABLE TO STREET THE DEPARTMENT OF ECOLOGY MUST ACCOMPANY THIS APPLICATION.

CK # 2258

Applicant/Business Name:	Phone No:	Other No:
NIGHTHAWK FARM LC	509-738-3124	/ Other No.
Address: D. Box 1047		
City: L KETTLE FAUS,	State:	zip: 99141
Email Address (optional): 1 Pardini Depardinides ign group.	com-	
Contact Name (if different from above):	Phone No:	Other No:
Relationship to Applicant:		
Address:		
City:	State:	Zip;
Email Address (optional):		
Section 2. STATEMENT OF INTENT		
riefly describe the purpose of your proposed project:	restic-Single,	Domestic-Mutt
IRRIGATION, DUST CONTROL STE	The Nation Fire	H PROSERVINA

Purpose(s) of Use	Rate (check one box only) Cubic Feet per Second (CFS) Gallons per Minute (GPM)	Acre-Feet per Year (AF/YR) (If known)	Period of Use (Continuously or Seasonal)
DOMESTIC-MULTIPLE	30.		CONTINUOU
Lomestic-MultiPla Stock WATER	3.5		CONTINUOUS
IRRIGATION	20.		SERONAL
TOTAL:			

Water Use List all purposes for which water will be applied to a beneficial use and list quantity required for each.

Anticipated length of time to complete your project:_

Section 3. POINT OF DIVERSION OR WITHDRAWAL Complete A or B, and C below A.) If Surface Water Source **B.) If Ground Water Source** Spring Creek River Lake Well(s) Other: Other: Well diameter & depth: 6"/TBD Source Name: Number of proposed points of withdrawal: Tributary to: Do you have an existing well? YES NO Number of proposed diversion points: If available, attach Water Well Report and pump test. Do you have an existing diversion? YES NO Well Tag ID No. C.) Point of Diversion/Withdrawal - Legal Description Parcel No. Section Township County 1/4 Range FERRY 33 13633 11000 2005 NW NE 36 N 37E Lot(s) Block(s) Subdivision If known, enter the distances in feet from the point of diversion or withdrawal to the nearest section corner: Feet (North South and feet (East West) from the (NW SW NE SE) corner of Section Parcel No. 1/4 1/4 Section Township Range County Lot(s) Block(s) Subdivision If known, enter the distances in feet from the point of diversion or withdrawal to the nearest section corner: feet (North/South) and feet (East/West) from the (NW SW NE SE) corner of Section NOTE: If more than two points of diversion/withdrawal attach additional information on a separate sheet of paper. Do you own the land on which the proposed point of diversion/withdrawal is located? XES NO If no, do you have legal authority to make this application for use of another's land? YES NO Provide the owner name(s), address, and phone number: Section 4. PLACE OF USE Attach a copy of the legal description of the property (on which the water will be used) taken from a real estate contract, property deed or title insurance policy, or copy it carefully in the space below. lung West of Republic-Kettle Talls Bridge-Enchelium County Road; GOUT LOT 2, and the NW quarter OF the NEquarter (NW/4NE/4) of Section thirty-three (33), Township Thirty-six (36) NORTH! Range Thirty-seven (37) E. W.M. Excepting therefrom the right of way for the Republic. Kettle Falls Bridge-Inchelrum county Road. County Section Twp. Range Parcel No. 73633110002005 NE NW 36N Do you own all the lands on which the proposed place of use is located? X YES NO.

Section 5. WATER SYSTEM DESCRIPTION Describe your proposed water system (include type and size of devices used to divert or withdraw water from source): WELL - COMMUNITY WATER SYSTEM (GROUP Section 6. DOMESTIC WATER SUPPLY SYSTEM INFORMATION Complete A or B, and C below A.) Domestic Water Systems only B.) Municipal Water Systems only (defined under RCW 90.03.015) Projected number of connections to be served: Present population to be served water: Type of connections: $Hom \mathcal{E}$ Estimate future population to be served: (e.g., home, recreational cabin) (20 year projection) C.) Water System Planning Do you have a Water System Plan approved by the Washington State Department of Health, Drinking Water Division? YES NO If yes, date plan was approved / Water System Number: Name of water system: Are you within the service area of an existing water system? YES NO If yes, explain why you are unable to connect to the system:____ Section 7. IRRIGATION/STOCKWATER/OTHER FARM USES **Irrigation** Total number of acres requested to be irrigated under this application = NOTE: Outline the area to be irrigated on your attached map. (2) (12) (2) (2) Lancer Mittede and Ar Sheep Stockwater

Family Farm Water Act (RCW 90.66):

Calculate the acreage in which you have a controlling interest, including only:

- Acreage irrigated under water rights acquired after December 8, 1977,
- · Acreage proposed to be irrigated under this application, and
- Acreage proposed to be irrigated under other pending application(s).

Do you have a controlling interest in a Family Farm Development	ent Permit? TYES NO
If yes, enter Permit No:	
Section 8. OTHER WATER USES	
Hydropower	
Indicate total feet of head and proposed cap	acity in kilowatts:
Describe works:	
Indicate all uses to which power is to be applied:	
FERC License No:	
Mining/Industrial Use	
Describe use, method of supplying and utilizing water:	
Other Use	
garden, landscape	
Section 9. WATER STORAGE	
Will you be using a dam, dike, or other structure to retain or sto	ore water? YES NO
Are you proposing to store more than 10 acre-feet of water?	그리고 이 그런 경쟁을 보게 하게 하셨다. 그런 그렇게 되는 것 같아 되었다.
Will the water depth be 10 feet or more? YES NO	/ /
If you answered yes to any of the above questions, please descri	rihe:
if you all swelled yes to ally of the above questions, please deser	

NOTE: If you will be storing 10 acre-feet or more of water and/or if the water depth will be 10 feet or more at the deepest point and some portion of the storage will be above grade, you must also complete an Application for Permit to Construct a Reservoir and a Dam Construction Permit and Application.

Section 11. REQUIRED SIGNATURES

I certify that the information provided in this application is true and accurate to the best of my knowledge. I understand that in order to process my application, I grant staff from the Department of Ecology access to the site for inspection and monitoring purposes. Even though the employees of the Department of Ecology may have assisted me in the preparation of the above application, all responsibility for the accuracy of the information rests with me, the applicant

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LeRoy J. Paraini Print Name LLC MEMBER	Signature Signature	12/3/2000 Date
(Applicant or authorized representative) PATRICIA A KARNAY	Patricia a Karnain	12/3/200
Print Name LLC MEMBER	Signature	Date
(Landowner of Place of Use)		
Print Name	Signature	Date
(Landowner of Place of Use)		
Print Name	Signature	Date
(Landowner of Place of Use)		
	IENT OF ECOLOGY	

PO BOX 47611

OLYMPIA, WA 98504-7611

Please check the region in which your proposed project is located.

Southwest Northwest Central K Eastern

Below is a map of the State of Washington, with outlines of the four Ecology regional offices. If you have questions about your application, contact the Water Resources program at the regional office in which your project is located.

